

**EXPEDITED PROCEDURE**  
**Examining Group Number 1700**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John Rebhorn et al. Examiner: Robert A. Madsen  
Serial No.: 09/781,582 Group Art Unit: 1761  
Filed: February 12, 2001 Docket No.: 5515USA (G180.137.101)  
Due Date: January 6, 2003  
Title: PORTABLE, SIDE-BY-SIDE COMPARTMENT CONTAINER AND  
METHOD FOR SEPARATELY STORING AND DISPENSING TWO CONSUMABLE  
PRODUCTS, ESPECIALLY CEREAL AND MILK

**CERTIFICATE OF TELEFACSIMILE TRANSMISSION**

**BOX AF**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Examiner Robert Madsen  
Fax No.: (703) 872-9311

Sir:

I certify that the following papers are being telefacsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

1. Transmittal Sheet containing Certificate of Mailing (1 pg.);
2. Amendment and Response under 37 C.F.R. 1.116 (19 pgs.); and
3. Amendment and Response under 37 C.F.R. 1.116 – Version with Markings to Show Changes Made (9 pgs.).

Respectfully submitted,

John Rebhorn et al.,

By their attorneys,

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Date: JANUARY 6, 2003  
TAC:jmc

By: Timothy A. Czaja  
Timothy A. Czaja  
Reg. No. 39,649

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**GROUP 1700**

**30 PAGES – INCLUDING COVER PAGE**

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Box AF

Commissioner for Patents  
 Washington, D.C. 20231

Sir/Madam:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet containing Certificate of Mailing under 37 C.F.R. 1.8 (1 pg.).
- ☒ Amendment and Response Under 37 C.F.R. 1.116 (19 pgs.);
- ☒ Amendment and Response Under 37 C.F.R. 1.116 Version with Markings to Show Changes Made (9 pgs.).
- ☒ Return Postcard.

If an additional fee is required due to changes to the claims, the fee has been calculated as follows:

| CLAIMS AS AMENDED                       |                                                  |   |                                                    |                         |           |        |
|-----------------------------------------|--------------------------------------------------|---|----------------------------------------------------|-------------------------|-----------|--------|
|                                         | (1)<br>Claims<br>Remaining<br>After<br>Amendment |   | (2)<br>Highest<br>Number<br>Previously<br>Paid For | (3)<br>Present<br>Extra | Rate      | Fee    |
| TOTAL CLAIMS                            | 50                                               | - | 51                                                 | 0                       | x 18.00 = | \$0.00 |
| INDEPENDENT CLAIMS                      | 5                                                | - | 5                                                  | 0.00                    | x 84.00 = | \$0.00 |
| [ ] MULTIPLE DEPENDENT CLAIMS PRESENTED |                                                  |   |                                                    |                         |           | \$0.00 |
| TOTAL                                   |                                                  |   |                                                    |                         |           | \$0.00 |

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. At any time during the pendency of this application, please charge any additional fees or credit overpayment to Deposit Account No. 500471.

DICKE, BILLIG & CZAJA, P.A.  
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By: *Timothy A. Czaja*  
 Name: Timothy A. Czaja  
 Reg. No.: 39,649

**CERTIFICATE UNDER 37 C.F.R. 1.8:** The undersigned hereby certifies that this paper or papers, as described herein, are being transmitted by facsimile to the attention of Examiner Robert Madsen, of the Patent and Trademark Office, (703) 872-9311 on this 6th day of January, 2003.

By: *Timothy A. Czaja*  
 Name: Timothy A. Czaja

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**AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.116**

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir/Madam:

*DO NOT ENTER Ram 1/27/03*

This Amendment is responsive to the Final Office Action mailed November 6, 2002.  
Please amend the above-identified patent application as follows:

**IN THE CLAIMS**

Please cancel claim 27.

Please amend claims 22 and 35 as follows:

1. A portable, single-use container for separately containing a first and a second consumable product, the container comprising:
  - a first compartment for containing a first consumable product, the first compartment tapering at an upper portion thereof to form a spout forming a passage along a spout internal surface; and
  - a second compartment for containing a second consumable product, the second compartment tapering at an upper portion thereof to form a mouth forming an opening along a mouth internal surface;wherein the first and second compartments are assembled to one another in a side-by-side fashion such that the mouth abuts the spout, and further wherein upon final assembly, the spout and mouth are positioned such that each of the respective internal surfaces define an interior section and an exterior section,